

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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AARON SMITH,

Plaintiff,

**STIPULATION OF DISMISSAL  
WITH PREJUDICE**

v.

Case No.: 1:13-cv-0440 (JTC)

COLLECTO, INC. d/b/a/ EOS CCA,

Defendant.

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IT IS HEREBY STIPULATED AND AGREED, by all parties to this action in accordance with Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, that this action is dismissed with prejudice. Each party hereto shall bear its own costs and attorneys' fees.

Dated: Buffalo, New York  
September 13, 2013

Dated: New York, New York  
September 11, 2013

LAW OFFICE OF CYRUS B. CHUBINEH

PHILLIPS LYTLE LLP

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SO ORDERED

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U.S.D.J.